



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Helmut WOLLSCHLÄGER

Examiner: Catherine Serke

Serial No.: 09/990,342

Art Unit: 3763

Filed: November 23, 2001

For: METHOD AND DEVICE FOR A MICRO-INVASIVE INTERVENTION AND
GUIDING CATHETER AND VALVE UNIT FOR A DEVICE FOR A MICRO-
INVASIVE INTERVENTION

#9
ELECTION
S. Bryce
11/18/03

RESPONSE TO ELECTION/RESTRICTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Election/Restriction, Applicant elects the species of Fig. 1 with traverse. Applicant traverses the requirement on the grounds that the species of Figs. 1-3 have a common feature that in use the bypass section is located outside the body of a patient. Thus, it would not be an undue burden to search all three species. After a generic claim is allowed applicant requests examination of a reasonable number of non-elected species.

Claims 1 to 3, 24, 25 and 43 read on the species according to Fig. 1.

Respectfully submitted,

Date:

Oct, 31, 2003

By:



Anthony P. Venturino

Registration No. 31,674

APV/pgw

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THE APPLICANT HEREWITH PETITIONS
THE PTO TO EXTEND THE TIME FOR
RESPONSE AS REQUIRED TO MAKE THE
ATTACHED DOCUMENT TIMELY FILED.
PLEASE CHARGE THE COST THEREOF
TO DEPOSIT ACCOUNT 19-4375
STEVEN DAVIS MILLER & MOSHER, L.L.P.